

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

SUITS – Land Acquisition – PJP – GADWAL - Mahabubnagar District – Narva (M) – Chintareddipalli (Village) – O.P.No.13/2005 (30 claimants) - Sanction of decretal charges of **Rs.89,76,797/-** Orders – Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO. 494

DATE:21.06.2008

Read :

From the Spl.CS to Govt & CCLA, AP, Hyd.Lr. No.SRP4/402/2008,
Dt:17.04.08 alongwith the letter of Spl.Collector, SSP, Kurnool.

O R D E R:

The Special Chief Secretary to Government and Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has informed that the Special Collector, SSP, Kurnool has submitted the proposals for sanction of final payment of decretal charges in respect of O.P.No.13/2005 (30 claimants) pertaining to Chintareddipalli (V) Narva (M) of Mahabubnagar District. The then SDC, LA, PJP, Gadwal has acquired the dry lands in Sy.No.152/2 etc for an extent of Ac.30.13 gts of Chinthareddypalli (V) by fixing the market value @Rs.38,000/- per acre and Rs.33,000/- per acre through Award No.51/04, dt:20.12.04 for submergence. The Awardees have filed petitions u/s 18 (1) of L.A.Act. The Sr.Civil Judge, Gadwal had delivered judgments enhancing the market value from Rs.38,000/- to Rs.3,07,560/- and Rs.33,000/- to Rs.3,07,560/- per acre in O.P.No.13/2005 (1 case). The SDC, LA, PJP, Gadwal has filed appeal in the Hon'ble H.C of A.P, Hyd. The H.C of AP, Hyd has granted interim stay orders on condition to pay 50% of decretal amount. Accordingly, an amount of Rs.73,32,342/- was sanctioned and deposited in the Sr.Civil Judge Court, Gadwal. Finally, the Hon'ble H.C of A.P, Hyderabad dt:26.12.2006 has dismissed the appeals filed by the LAO/SDC, LA, PJP, Gadwal by confirming the judgments of Lower Court.

2) After careful examination of the matter, Government hereby accord sanction for an amount of **Rs.89,76,797/- (Rupees Eighty nine lakhs seventy six thousand seven hundred and ninety seven only)** in respect of O.P.No.13/05 pertaining to Chintareddipalli (V) Narva (M) of Mahabubnagar District subject to verification whether the reference under section 18 (1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Sec.18 reference was made contrary to the rules/guidelines issued by the Govt/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(PTO)

3) The expenditure sanctioned in para (2) above shall be debitable to following Head of Account under "4701-SMJH -01-Major Irrigation -M.H.122 Jurala Project G.H.11 - NSP- SH (26) - Dams and Appurtenant works - 530 Major Works - 532 Lands (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

4) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.SP.7273/F2(2)/2008-1, dated 10.06.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To

The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.

The Special Collector, LA, SSP, Kurnool

The Chief Engineer, NSRSSP, Gaganvihar, Hyderabad.

The SDC, LA, PJP, Gadwal, Mahabubnagar.

The Director of Works Accounts, Hyderabad.

Copy to: P.S. to Minister (M& MI).

Finance (W&P) Department/File C.No.12345/LA-III(A2)/2008.

SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER